

Docket No.: 4518-0107PUS1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Hans LOIBNER et al.

Application No.: 10/519,323

Confirmation No.: 9319

Filed: December 23, 2004

Art Unit: 1643

For: PREPARATION BASED ON AN ANTIBODY  
DIRECTED AGAINST A TUMOR-  
ASSOCIATED GLYCOSYLATION SUCH AS  
LEWIS STRUCTURES

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Examiner: NATARAJAN, Meera

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants thank the Examiners for graciously agreeing to the interview. Applicants provide their statement of the interview and remarks below.

**Remarks** begin on page 2 of this paper.

**Applicant's Summary of Examiner Interview, Tuesday April 22, 2008, 12:00.**

**Claims Discussed**

Applicants presented claims 2, 35, 36, and 48 for substantive discussion.

**Specific Prior Art Discussed**

Applicants discussed prior art references Saleh and Basu. The new limitation of said antibody not inhibiting binding of its ligand (EGF) overcomes the prior art reference Saleh et al. Thus Applicants submit that the amendments filed February 25, 2008 overcome the prior art rejection and request the Examiner allow the pending claims.

**Other Pertinent Matters Discussed**

*Claim 35*

The Examiners asked whether the antibodies disclosed in the application are publicly available. In reply, Applicants herein provide information regarding the availability of antibodies ABL364 and IGN311. Applicants point out that the specification discloses that ABL364 was obtained from Novartis. Specification page 12, line 35. The specification discloses that IGN311 was produced for the assignee, Igeneon, under GMP conditions by BioInvent. *Id.* Applicants indicate that IGN311 has been widely described in the literature (Google reference provided) and is currently in clinical trials.

Applicants request that, in light of the pending claims and the present discussion, the Examiner withdraw all rejections.

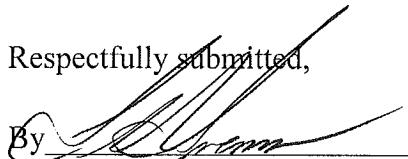
Conclusion

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Leonard R. Svensson Reg. No. 30,330 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: **MAY 1 2 2008**

Respectfully submitted,

By 

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